

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-19-174/184
Public Notice No. KS-Q-19-112/113

Beginning Date: May 16, 2019
Comments Due: June 15, 2019

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-19-174/175

Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant

**Jason Golly
Gold Standard Farms, LLC - Beloit
3155 Kala Trail
Beloit, KS 67420**

Owner of Property Where Facility Will Be Located

**Gerald J. Lynch
Lynch Livestock
331 3rd St. NW
Waucoma, Iowa 52171**

Legal Description

**N/2 of Section 27
T07S, R07W
Mitchell County**

Receiving Water

Solomon River Basin

Kansas Permit No.: A-SOMC-S014

This is notification KDHE has received a complete permit application for the operation of a swine waste management facility capable of housing 1,072 head (428.2 animal units) of swine more than 55 pounds, 5,172 head (517.2 animal units) of swine 55 pounds or less, and 25 head (12.5 animal units) of cattle 700 pounds or less, for a total of 958.5 animal units of swine and cattle. The complete application can be viewed at the office of the Mitchell County Clerk, the KDHE District

Office in Salina, Kansas or the KDHE Main Office in Topeka, KS. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

Anthony Bell
Anthony Bell
18231 Harveyville Rd
Harveyville, KS 66431-9135

Anthony Bell, LLC
18231 Harveyville Rd
Harveyville, KS 66431-9135

Legal Description
SE/4 of Section 3
T14S, R13E
Wabaunsee County

Receiving Water
Kansas River Basin

Kansas Permit No.: A-KSWB-H002

Federal Permit No.: KS0101613

This is notification KDHE has received a complete permit application for the operation of a new proposed swine waste management facility capable of housing 5,000 head (2,000 animal units) of swine weighing greater than 55 pounds each. The complete application can be viewed at the office of the Wabaunsee County Clerk, the KDHE Northeast District Office in Alma, Kansas or the KDHE Main Office in Topeka, KS. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

Public Notice No. KS-AG-19-176/184

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant

Danny C. Harris
Holton Livestock Exchange, Inc.
P.O. Box 227
Holton, KS 66436

Legal Description

SW/4 of Section 2
T07S, R15E
Jackson County

Receiving Water

Kansas River Basin

Kansas Permit No.: A-KSJA-B002

This permit is being reissued for an existing public livestock market facility with a maximum capacity of 98 animal units. This represents a slight decrease in animal units from the previous permit due to more accurate counts of sold animal types. The facility added a small pen in 2017 and a covered (roofed pen) area of about 6,600 square feet in 2018.

Anthony Bell
Anthony Bell, LLC
18231 Harveyville Rd
Harveyville, KS 66431-9135

SE/4 of Section 3
T14S, R13E
Wabaunsee County

Kansas River Basin

Kansas Permit No.: A-KSWB-H002

Federal Permit No.: KS0101613

This is a new permit for a new facility for 5,000 head (2,000 animal units) of swine weighing greater than 55 pounds. The facility will consist of two (2) swine finishing buildings with two (2) feet deep concrete wastewater storage pull-plus pits which will be emptied through piping into a proposed

earthen retention control structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Harlan Ponstein & Kenneth Ponstein
Ponstein Dairy
1143 W Hunter Rd
Long Island, KS 67647

SW/4 of Section 2
T02S, R20W
Phillips County

Upper Arkansas
River Basin

Kansas Permit No.: A-URPL-M001

This is a new permit for an existing certified dairy facility expanding to 70 head (98 animal units) of mature dairy cattle. A new earthen wastewater retention structure will be constructed to control wastewater from the dairy parlor and concrete manure storage area.

Eldon Sudbeck
Eldon Sudbeck
2412 J Road
Seneca, KS 66538

SW/4 of Section 3
T02S, R12E
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-B013

This permit is being modified to reflect the facility as it has been built and adjust the operating levels accordingly. There are no other changes to the permit. Only the portions of the permit being modified are subject to comment.

Ochs Farm and Cattle
Ochs Farm and Cattle
16326 SW H Road
Jetmore, KS 67854

SW/4 of Section 30
T23S, R25W
Hodgeman County

Upper Arkansas
River Basin

Kansas Permit No.: A-UAHG-B011

This is a renewal permit for an existing facility for 999 head (999 animal units) of cattle weighing greater than 700 pounds. There has been no change in animal units from the last permit.

Louis J. Franke
Franke Dairy
25298 Hospital Dr
Paola, KS 66071

SE/4 of Section 9
T16S, R23E
Miami County

Marais des Cygnes
River Basin

Kansas Permit No.: A-MCMI-M009

This is a renewal permit for an existing facility for 70 head (98 animal units) of mature dairy cattle and 15 head (7.5 animal units) of cattle weighing 700 pounds or less (dairy calves), for a total of 105.5 animal units. There has been no change in animal units from the last permit.

George W. Phillips
Phillips Family Dairy
21763 W4 Road
Holton, KS 66436

SW/4 of Section 15
T07S, R16E
Jackson County

Kansas River Basin

Kansas Permit No.: A-KSJA-M003

This is a renewal permit for an existing facility for 50 head (50 animal units) of cattle weighing greater than 700 pounds. There has been a 26 animal unit decrease from the last permit.

Bernard B. Johnson
Bernard B. Johnson
10170 S. Holmes Rd
Assaria, KS 67416

SW/4 of Section 20
T16S, R02W
Saline County

Smoky Hill
River Basin

Kansas Permit No.: A-SHSA-B008

This is a renewal permit for an existing facility for 300 head (150 animal units) of cattle weighing 700 pounds or less. There has been no change in animal units from the last permit.

Powerline Dairy, LLC
Forget-Me-Not Farms
P.O. Box 1240
Cimarron, KS 67835

NE/4 & N/2 of the SE/4
of Section 27
T26S, R27W
Gray County

Upper Arkansas
River Basin

Kansas Permit No.: A-UAGY-D003

Federal Permit No: KS0099325

This is a renewal permit for an existing facility for 12,000 head (16,800 animal units) of mature dairy cows. There is no change in the permitted number of animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Public Notice No.: KS-Q-19-112/113

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Board of Public Utilities	Little Arkansas River via	Process
P.O. Box 768	Dry Turkey Creek via	Wastewater
McPherson, KS 67460	Bull Creek via	
	Concrete Storm Sewer	

Kansas Permit No. I-LA11-PO09

Federal Permit No. KS0088625

Legal Description: SE¼, S29, T19S, R3W, McPherson County, Kansas

Facility Name: Water Treatment Air Stripping Unit

Facility Location: 414 West Elizabeth, McPherson, KS 67460

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This is an air stripper facility designed to remove volatile organic chemicals (VOC's) from groundwater prior to placement in the City of McPherson potable water system. The treatment facility is comprised of two air-stripper towers, which treat groundwater from Wells #2, #3 and #5. The effluent is then pumped to the Blending Plant facility, where it is mixed with the effluent from the City's other municipal wells. The effluent is disinfected with chlorine gas being discharged into the Blending Plant clear well and prior to entry into the City's public water supply. Water is no longer chlorinated at the air stripper facility, therefore, there would no longer be a discharge of treated effluent to the storm sewer. The proposed permit contains limits for total residual chlorine, trichloroethylene, tetrachloroethylene, and pH, as well as monitoring for flow.

Mineral-Right, Inc
PO Box 427, North Industrial Park
Phillipsburg, KS 67661

Solomon River via
Deer Creek via
Plotner Creek

Process
Wastewater

Kansas Permit No. I-SO31-PO04

Federal Permit No. KS0088277

Legal Description: NE¼, S27, T3S, R18W, Phillips County, Kansas

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This is a zeolite production facility, which is primarily used in the water conditioning industry. This facility usually only operates from May through October of each year. When a discharge occurs, it consists of wash water that has been settled and pH neutralized. The proposed permit contains limits for pH and total suspended solids, as well as monitoring for flow, chlorides, and selenium.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision-making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **June 15, 2019**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-19-174/184, KS-Q-19-112/113) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday

through Friday, excluding holidays.

Lee A. Norman, M.D.
Secretary
Kansas Department of Health and Environment